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Spin Master Toys UK Limited

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 5/2/2025

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SPIN MASTER LTD. and SPIN MASTER TOYS UK
LIMITED,

Plaintiffs

v.

AGANV, BABELEMI STORE, BABY ACCESSORIES
BABY ACCESSORIES STORE STORE, CAROL MONKEY
BABY OFFICIAL STORE, CHILDHOOD TOY STORE,
CHILDHOODMEMORY STORE, CUBEIN STORE,
CUBEKK STORE, DROXMA STORE, FASHIONISTAR
STORE, GAME PARK STORE, HELLOCUBE STORE,
JENEY INTERNATIONAL TRADE CO., LTD., JINHUA
YIFAN ARTS AND CRAFTS CO., LTD., KIDLOVE STORE,
LAZA TOYS STORE, LEFT MAGIC OFFICIAL STORE,
LITTLE PRINCE STORE, MODERNBABY STORE,
MOMMY BABY ESHOPPING STORE, NINGBO ROYAL
IMPORT AND EXPORT CO., LTD., PANDA HOME STORE,
PUZZLES STORE, QY TOYS STORE, SAIKER STORE,
SHANTOU TOMNESS TRADING CO., LTD., SHOP1341109
STORE, SHOP2947271 STORE, SHOP910554234 STORE,
SMILING TOY STORE, TAOAO TQQ BABY STORE, TOY
ROOM AND BABY STORE, TOYSHOUSE STORE, WZ

CIVIL ACTION NO.
24-cv-4007 (GHW)

~~PROPOSED~~
ORDER GRANTING
ALTERNATIVE
SERVICE BY EMAIL
FOR THE
DEREGISTERED
DEFENDANT AND
UNSUCCESSFUL HAGUE
DEFENDANTS

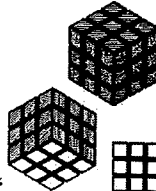
PUZZLES STORE, YIWU JIANYU IMP & EXP CO., LTD.,
YIWU JIXU IMPORT AND EXPORT CO., LTD., YIWU
TUOYING TECHNOLOGY CO., LTD. and ZCUBE
OFFICIAL STORE,

Defendants

GLOSSARY

<u>Term</u>	<u>Definition</u>	<u>Docket Entry Number</u>
Plaintiffs	Spin Master Ltd. and Spin Master Toys UK Limited	N/A
Defendants	agany, BabeLeMi Store, Baby Accessories Baby accessories Store Store, Carol Monkey Baby Official Store, Childhood Toy Store, ChildhoodMemory Store, CubeIn store, CubeKK Store, Droxxma Store, Fashionistar Store, Game Park Store, HelloCube Store, Jeneey International Trade Co., Ltd., Jinhua Yifan Arts And Crafts Co., Ltd., Kidlove Store, LAZA Toys Store, left magic Official Store, Little Prince Store, ModernBaby Store, Mommy Baby eshopping Store, Ningbo Royal Import And Export Co., Ltd., Panda Home Store, Puzzles Store, QY Toys Store, Saiker Store, Shantou Tomness Trading Co., Ltd., Shop1341109 Store, Shop2947271 Store, Shop910554234 Store, Smiling Toy Store, TAOAO TQQ BABY Store, Toy Room And Baby Store, Toyshouse Store, WZ Puzzles Store, Yiwu Jianyu Imp & Exp Co., Ltd., Yiwu Jixu Import And Export Co., Ltd., Yiwu Tuoying Technology Co., Ltd. and ZCUBE Official Store	N/A
Deregistered Defendant	CubeIn store	N/A
Unsuccessful Hague Defendants	BabeLeMi Store, Baby Accessories Baby accessories Store Store, Droxxma Store, Game Park Store, Jinhua Yifan Arts And Crafts Co., Ltd., left magic Official Store, ModernBaby Store, Saiker Store, Shop1341109 Store, Shop2947271 Store, TAOAO TQQ BABY Store, Toy Room And Baby Store, Toyshouse Store, WZ Puzzles Store, Yiwu Jixu Import And Export Co., Ltd. and Yiwu Tuoying Technology Co., Ltd.	N/A
Alibaba	Alibaba.com Singapore E-Commerce Pte. Ltd. and/or any other entity that owns and/or operates the Alibaba.com online marketplace platform, which allows manufacturers, wholesalers and other third-party merchants, like Defendants, to advertise, offer for sale, sell, distribute and ship their wholesale and retail products originating from China directly to consumers across the world and specifically to consumers residing in the U.S., including New York	N/A
AliExpress	AliExpress E-Commerce One Pte., Ltd. and/or any other entity that owns and/or operates the AliExpress.com online marketplace platform, which allows manufacturers, wholesalers and other third-party merchants, like	N/A

	Defendants, to advertise, offer for sale, sell, distribute and ship their wholesale and retail products originating from China directly to consumers across the world and specifically to consumers residing in the U.S., including New York	
Sealing Order	Order to Seal File entered on May 23, 2024	1
Complaint	Plaintiffs' Complaint filed on May 23, 2024	6
Application	Plaintiffs' <i>ex parte</i> Application for: 1) a temporary restraining order; 2) an order restraining Merchant Storefronts (as defined <i>infra</i>) and Defendants' Assets (as defined <i>infra</i>) with the Financial Institutions (as defined <i>infra</i>); 3) an order to show cause why a preliminary injunction should not issue; 4) an order authorizing bifurcated and alternative service and 5) an order authorizing expedited discovery filed on May 23, 2024	10-14, 16
Kanabar Dec.	Declaration of Sachin Kanabar in Support of Plaintiffs' Application	16
Nastasi Dec.	Declaration of Gabriela N. Nastasi in Support of Plaintiffs' Application	14
TRO	1) Temporary Restraining Order; 2) Order Restraining Merchant Storefronts and Defendants' Assets with the Financial Institutions; 3) Order to Show Cause Why a Preliminary Injunction Should Not Issue; 4) Order Authorizing Bifurcated and Alternative Service; and 5) Order Authorizing Expedited Discovery entered August 9, 2024	20
PI Show Cause Hearing	September 5, 2024 hearing to show cause why a preliminary injunction should not issue	N/A
PI Order	The Preliminary Injunction Order entered on September 5, 2024	15
Spin Master Brand(s)	Well-known brands, including Twisty Petz, Rubik's Cube, Flutterbye Fairy, Bunchems and Hatchimals, as well as under their licensed properties, such as Paw Patrol and Air Hogs	N/A
Rubik's Cube Products	A 3-D cube-shaped combination puzzle that consists of twisting and turning small cubes to return the 3-D cube to its original state with every side having one solid color, which comes in a variation of sizes, including, Rubik's Cube 3x3, Rubik's Cube 4x4 and Rubik's Cube 5x5	N/A

Rubik's Cube Marks	<p>The marks covered by U.S. Trademark Registration Nos.: 1,242,974 for "RUBIK'S CUBE" for goods in Class 28 and</p>  <p>1,265,094 for " " for goods in Class 28</p>	N/A
Counterfeit Products	Products bearing or used in connection with the Rubik's Cube Marks and/or marks that are confusingly similar to the Rubik's Cube Marks, and/or products in packaging and/or with labeling bearing the Rubik's Cube Marks and/or marks that are confusingly similar to the Rubik's Cube Marks, and/or products that are identical or confusingly similar to the Rubik's Cube Products	N/A
Infringing Listings	Defendants' listings for Counterfeit Products	N/A
User Accounts	Any and all websites and any and all accounts with online marketplace platforms such as Alibaba and/or AliExpress, as well as any and all as yet undiscovered accounts with additional online marketplace platforms held by or associated with Defendants, their respective officers, employees, agents, servants and all persons in active concert or participation with any of them	N/A
Merchant Storefronts	Any and all User Accounts through which Defendants, their respective officers, employees, agents, servants and all persons in active concert or participation with any of them operate storefronts to manufacture, import, export, advertise, market, promote, distribute, display, offer for sale, sell and/or otherwise deal in Counterfeit Products, which are held by or associated with Defendants, their respective officers, employees, agents, servants and all persons in active concert or participation with any of them	N/A
Defendants' Assets	Any and all money, securities or other property or assets of Defendants (whether said assets are located in the U.S. or abroad)	N/A
Defendants' Financial Accounts	Any and all financial accounts associated with or utilized by any Defendants or any Defendants' User Accounts or Merchant Storefront(s) (whether said account is located in the U.S. or abroad)	N/A
Financial Institutions	PayPal Inc. ("PayPal"), Payoneer Inc. ("Payoneer"), the Alibaba Group d/b/a Alibaba.com payment services (e.g., Alipay.com Co., Ltd., Ant Financial Services Group) and PingPong Global Solutions, Inc. ("PingPong")	N/A
Third Party Service Providers	Online marketplace platforms, including, without limitation, those owned and operated, directly or indirectly by Alibaba and/or AliExpress, as well as any and all as yet undiscovered	N/A

	online marketplace platforms and/or entities through which Defendants, their respective officers, employees, agents, servants and all persons in active concert or participation with any of them manufacture, import, export, advertise, market, promote, distribute, offer for sale, sell and/or otherwise deal in Counterfeit Products which are hereinafter identified as a result of any order entered in this action, or otherwise	
Supplemental Nastasi Dec.	Declaration of Gabriela N. Nastasi in Support of Plaintiffs' Motion for Alternative Service for the Deregistered Defendant and the Unsuccessful Hague Defendants	TBD

This matter comes before the Court by motion filed by Plaintiffs for an Order granting alternative service by email for the Deregistered Defendant and the Unsuccessful Hague Defendants.

The Court, having considered the Memorandum of Law and Supplemental Declaration of Gabriela N. Nastasi, the Court hereby GRANTS the Motion for Alternative Service as to the Deregistered Defendant and Unsuccessful Hague Defendants.

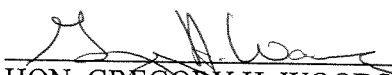
Accordingly, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

1) Pursuant to Fed. R. Civ. P. 4(f)(3), as sufficient cause has been shown, that service may be made on, and shall be deemed effective as to the Deregistered Defendant and Unsuccessful Hague Defendants if it is completed by the following means:

- a. delivery of: (i) PDF copies of the Summons and Complaint, and (ii) a link to a secure website (including NutStore, a large mail link created through Rmail.com and via website publication through a specific page dedicated to this Lawsuit accessible through ipcounselorslawsuit.com) where the Deregistered Defendant and each Unsuccessful Hague Defendant will be able to download PDF copies of the Summons and Complaint and all papers filed in support of Plaintiffs' Application at Deregistered Defendant's and Unsuccessful Hague Defendants' e-mail addresses as identified by Alibaba and AliExpress pursuant to **Paragraph V(C)** of the TRO.

SO ORDERED.

SIGNED this 20 day of May, 2025, ~~at Memphis~~.


HON. GREGORY H. WOODS
UNITED STATES DISTRICT JUDGE